

FISCAL NOTE
HB 2 - SB 2
FIRST EXTRAORDINARY SESSION

January 17, 2006

SUMMARY OF BILL: Creates a Class D felony for use of a legislator's office for financial gain for the legislator, the legislator's family, or a business associate. Creates a Class A misdemeanor for a legislator to use the legislator's office or influence in a matter in which the legislator has a conflict of interest, or for using public funds or personnel for campaign activity.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$2,800/Incarceration*

Increase Local Govt. Revenues – Not Significant

Increase Local Govt. Expenditures – Not Significant

Assumptions:

- One Class D felony conviction every four years with 0.6 years time served (219.15 days). The annualized time served per conviction is 54.79 days (0.25 annual number of convictions x 219.15 days served). According to the Department of Correction, the average operating cost per inmate per day for calendar year 2006 is \$50.02. The annualized cost per conviction is \$2,800 (0.25 x 219.15 x \$50.02).
- There will not be a sufficient number of Class A misdemeanor convictions for local governments to experience any significant increase in revenues or expenses.

** Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director